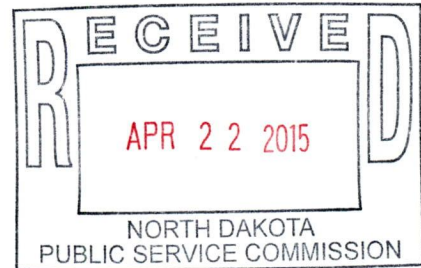


April 22, 2015

Hand Delivery

Mr. Darrell Nitschke
Executive Secretary
NORTH DAKOTA PUBLIC
SERVICE COMMISSION
600 E. Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480



Dear Mr. Nitschke:

In re: Dakota Access LLC
Dakota Access Pipeline Project
Case No. PU-14-842
Our File No. 31-536-001

We are writing on behalf of our client Dakota Access, LLC. In the Notice of Filings and Notice of Hearings dated March 25, 2015, in this case it states in part that the applications for a certificate of corridor compatibility and route permit are deemed complete “conditioned on receiving, from the applicant ten days prior to the first hearing in this case, the wetlands and waterbody field survey report, the wildlife inventory field survey report, the habitat assistant field survey report, and the tree and shrub inventory report.”

The status of the surveys is as follows:

Wetlands and Waterbody Field Survey Report, Wildlife Inventory Field Survey Report and Habitat Assessment Field Survey Report: 87% complete for the entire route. Anticipated completion on all accessible tracts by May 1. Anticipate all updated reports will be provided to the Public Service Commission by the May 18 deadline.

Tree/Shrub Inventory Report: 89% complete for the entire route. Anticipate completion on all accessible tracts before Monday, April 27. Inventory Report for all accessible tracts will be available the week of May 11.

An update on the status of cultural resource surveys was also requested by the Commission's attorney. The update is as follows:

Cultural Resource Survey Reports: 73% complete for the entire route. Currently have nine crews operating this week and will have 11 by the end of next week. Anticipate completion for all accessible tracts by May 20. Formal report expected to be available by June 20.

At the present time, Dakota Access is experiencing denial of landowner permission to complete surveys on 8% of the route within North Dakota. Therefore, by the May 18 deadline Dakota Access will have 92% of all surveys required in the Notice of Filings and Notice of hearings complete.

Therefore, pursuant to the siting act, North Dakota Century Code Chapter 49-22, and the Public Service Commission regulations promulgated thereunder; Dakota Access is requesting reconsideration of those survey requirements set forth in the Notice of Filings and Notice of Hearings with respect to the tracts where landowners have denied survey access. Dakota Access requests that those survey requirements be waived until such time as Dakota Access receives landowner permission or court approval to access those lands currently denied access to.

Please contact me should you have any questions.

Very truly yours,



Brian R. Bjella

bw

cc: Zachary E. Pelham